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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3842 OF 2006

The State of Maharashtra ... Appellant

V/s.

Virendra Ramlaxman Yadav ... Respondent

Mr.P.S. Hingorani, APP, for Appellant

CORAM: **V.G. PALSHIKAR &**
SMT.NISHITA MHATRE, JJ.

DATED: **NOVEMBER 23, 2006**

P.C.:

. This is an application for leave to appeal against the order of acquittal for the offences of kidnapping and rape. The learned trial Judge has disbelieved the evidence of prosecution insofar as the age of the prosecutrix is concerned basically because the prosecutrix herself states that she is 18 years of age. Apart from that, admittedly, the accused and the victim stayed together for about 15 days. A mere statement that it was not possible for her to run away is not acceptable. In such circumstances, the order of acquittal cannot be faulted with. Criminal Application for leave rejected.